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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
H. W. FUNDERBURK, JR., ADMINISTRATIVE LAW JUDGE

Appellate Case Number: 2018-001451

RECEIVED
AUG 30 2018
SC Court of Appeals

Erin Hope,

Appellant,

vs.

South Carolina Department of Social Services,

Respondent.

MOTION TO HOLD APPEAL IN ABEYANCE


On August 3, 2018, Erin Hope filed her Notice of Appeal in this matter, appealing the decision of the Administrative Law Court affirming the South Carolina Department of Social Services' ("SCDSS") revocation of her license to operate a childcare center. Since filing her Notice of Appeal, Ms. Hope has made arrangements to sell her childcare center. The anticipated purchaser has submitted her application to operate a childcare center and is planning to attend a SCDSS training session on September 10, 2018. If the anticipated purchaser receives the necessary licensing and completes the purchase of Ms. Hope's childcare center, there will be no further necessity for this appeal. Accordingly, Ms. Hope requests that this Court hold this appeal and all deadlines in abeyance until the sale is completed.

In addition, the parties agree that the Order of the ALC should be stayed during the pendency this appeal. This is particularly the important now that a sale is contemplated so that

there is no interruption in childcare for the children and families that Ms. Hope's childcare center serves. SCDSS will maintain its normal oversight of the childcare center. Ms. Hope requests that this Court confirm such stay pending resolution of this matter.

As a final matter, Ms. Hope's Initial Brief of Appellant is due to be filed on September 4, 2018. To the extent this Court is not able to rule on this Motion before the deadline to file the Initial Brief of Appellant, Ms. Hope requests that this Court grant a 30-day extension of time to file her Initial Brief.

Counsel for Ms. Hope has consulted with counsel for SCDSS, and SCDSS consents to these requests.



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Columbia, South Carolina
August 30, 2018

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**ATTORNEY FOR RESPONDENT
SOUTH CAROLINA DEPARTMENT OF
SOCIAL SERVICES**

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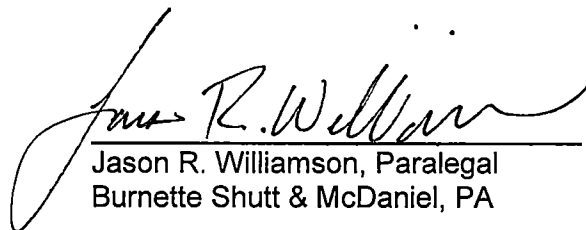
PROOF OF SERVICE

I hereby certify that this law firm represents the Appellant in the above-captioned matter and that on the date below, in Columbia, South Carolina, I served a copy of the forgoing on the following person(s) by depositing the same in the United States Mail, postage paid, and addressed as follows:

Documents Served: MOTION TO HOLD APPEAL IN ABEYANCE

Parties Served:

Christopher Jackson, Esq.
Office of General Counsel
South Carolina Department of Social Services
PO Box 1520
Columbia, South Carolina 29202-1520


Jason R. Williamson, Paralegal
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Columbia, South Carolina
August 30, 2018



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August 30, 2018

Via Hand-Delivery

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

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AUG 30 2018
SC Court of Appeals

Re: Erin Hope v. South Carolina Department of Social Services
SC Court of Appeals: 2018-001451
ALC Docket No.: 17-ALJ-18-0428-AP
Our File No.: 17162.001

Dear Madam Clerk:

Please find enclosed, the original and seven copies of Appellant's Motion to Hold Appeal in Abeyance and the Proof of Service for the above-referenced matter. Additionally, please find this firm's check in the amount of \$25.00 for the filing fee.

Please find the original and the six copies, clock-in the additional copy, and return the clocked-in copy to me via our firm courier delivering same. By copy of this correspondence, I am serving a copy of same upon all counsel of record.

If you should have any questions or concerns regarding the contents of this correspondence, please do not hesitate to contact me at your convenience.

Sincerely,

Burnette Shutt & McDaniel, PA

Kathleen McDaniel

KMM/jrw

cc: Erin Hope (via U.S. Mail)
Christopher Jackson, Esq., S.C. Dept. of Social Services (via U.S. Mail)